



DONALD L. WOLFE, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

October 20, 2005

IN REPLY PLEASE
REFER TO FILE: **MP-6**
45.041
M0123007

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

SANTA MONICA CANYON CHANNEL - PARCEL 26
GRANT OF EASEMENT - CITY OF LOS ANGELES
SUPERVISORIAL DISTRICT 3
3 VOTES

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Acting as a responsible agency pursuant to the California Environmental Quality Act (CEQA), find that the project is exempt pursuant to Sections 15301 and 15303 of the State CEQA Guidelines.
2. Approve the grant of an easement for drainage purposes (150 square feet) from the Los Angeles County Flood Control District to the City of Los Angeles within Santa Monica Canyon Channel, Parcel 26, for \$15,700. The parcel is located along the northerly side of Santa Monica Canyon Channel, between Short Street and Pacific Coast Highway, in the City of Los Angeles.
3. Instruct the Chair to sign the enclosed Easement document and authorize delivery to the Grantee.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action will allow the District to grant an easement for drainage purposes in, on, over, and across the Santa Monica Canyon Channel, Parcel 26, to the City of Los Angeles.

The City of Los Angeles requested the easement in connection with their Santa Monica Canyon Low Flow Diversion Project. Public Works issued a Permit to the City for the project. The improvements have been completed. We are now finalizing the right of way acquisition by granting the necessary property rights to the City. The granting of this easement is not considered adverse to the District's purposes. Moreover, the instrument reserves paramount rights for the District's interest.

Implementation of Strategic Plan Goals

This action meets the County Strategic Plan Goal of Fiscal Responsibility. The revenue from this transaction will be used for flood control purposes.

FISCAL IMPACT/FINANCING

The proposed selling price of \$15,700 represents the market value of the easement. This amount has been paid and deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The granting of this easement will not hinder the use of the channel for possible transportation, utility, or recreational corridors.

The enclosed Easement has been approved by County Counsel and will be recorded.

ENVIRONMENTAL DOCUMENTATION

On November 19, 1999, the City of Los Angeles filed a Notice of Exemption, citing City of Los Angeles' CEQA Guidelines, with the County in accordance with the requirements of Section 21152 of the California Public Resources Code.

Under CEQA, the County is a responsible agency whose discretionary approval of the project is required in order for the City to carry out the project. The recommended findings are in accordance with CEQA and are required prior to your Board's granting of this easement.

The Honorable Board of Supervisors
October 20, 2005
Page 3

IMPACT ON CURRENT SERVICES (OR PROJECTS)

None.

CONCLUSION

Enclosed are an original and duplicate of the Easement. Please have the original and duplicate signed by the Chair and acknowledged by the Executive Officer of the Board. Please return the executed original to Public Works and retain the duplicate for your files.

One adopted copy of this letter is requested.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

CPM:adg
P6\bl SANTA MONICA 26

Enc.

cc: Auditor-Controller (Accounting Division - Asset Management)
Chief Administrative Office
County Counsel

DUPLICATE

RECORDING REQUESTED BY
AND MAIL TO:

CITY OF LOS ANGELES
200 North Spring Street
Los Angeles, CA 90012-4801

Space above this line reserved for Recorder's use

THIS DOCUMENT IS EXEMPT FROM DOCUMENTARY TRANSFER TAX
PURSUANT TO SECTION 11922 OF THE REVENUE & TAXATION CODE

THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT
TO SECTION 27383 OF THE GOVERNMENT CODE

Assessor's Identification Number:
4410-010-900 (Portion)

EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic (hereinafter referred to as DISTRICT), does hereby grant to the CITY OF LOS ANGELES, a municipal corporation (hereinafter referred to as GRANTEE), a perpetual easement for drainage purposes in, on, over, and across the real property in the City of Los Angeles, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Together with the right to pass and repass over and along said easement and right of way for the purposes of maintaining GRANTEE's facilities, provided, however, that such use shall not duly interfere with DISTRICT's use of said land.

Subject to all matters of record and to the following reservation and conditions which GRANTEE, by the acceptance of this Easement document and/or the exercise of any of the rights granted herein, agrees to keep and perform, viz:

1. DISTRICT reserves the paramount right to use said land for flood control purposes.
2. GRANTEE agrees that it will not perform or arrange for the performance of any construction or reconstruction work in, on, over, and across the land herein-described until the plans and specifications for such construction or reconstruction work shall have first been submitted to and been approved in writing by the Chief Engineer of said DISTRICT. Such approval shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness, or authenticity of the information shown on the submitted plans and specifications. Furthermore, such approval cannot be relied upon for any other purpose or by any third party for any reason whatsoever. DISTRICT does not accept ownership or responsibility for the improvements.

File with: SANTA MONICA CANYON CHANNEL 26
45-RW 1.1
S.D. 3
M0123007

- To the extent any lawful assessment be levied pertaining to the area to which this easement applies and to the extent that the assessment is based on the structures and improvements being constructed under the authority of this easement and provided further that the assessment be levied following GRANTEE's exercise of these easement rights to construct such structures and improvements, GRANTEE agrees to pay, on behalf of DISTRICT, that part of any such assessment levied against DISTRICT which is based on the value contributed to that area by GRANTEE's said improvements.

Dated

By

(LACFCD-Seal)

ATTEST:

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By

Deputy

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Chair of the Board on all papers, documents, or instruments requiring the Chair's signature.

The undersigned hereby certifies that on this _____ day of _____, 20_____, the facsimile signature of _____, Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Chair of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

VIOLET VARONA-LUKENS, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By _____
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.,
County Counsel

By  _____
Deputy

APPROVED as to title and execution,

_____, 20_____
DEPARTMENT OF PUBLIC WORKS
Mapping & Property Management Division

Supervising Title Examiner

By _____

P:\Conf:eSNTA MNCA CNYN26.doc

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the within deed or grant to the City of Los Angeles, a municipal corporation, is hereby accepted under the authority of the City Council of the City of Los Angeles, pursuant to Ordinance No. 123655, approved January 23, 1963, and the Grantee consents to the recordation thereof by its duly authorized officer.

By _____
Authorized Officer

Date _____

EXHIBIT A

File with: **SANTA MONICA CANYON CHANNEL 26**

45-RW 1.1

A.P.N. 4410-010-900(por.)

T.G. 631(B7)

I.M. 114-117

S.D. 3

M0123007

LEGAL DESCRIPTION

(Grant of easement for drainage purposes)

The southwesterly 15 feet of the northwesterly 10 feet of the southeasterly 30 feet of Lot 150, Tract No. 1719, as shown on map recorded in Book 21, pages 162 and 163, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

Containing: 150± square feet

C:\MyFiles\legal\stamchpcl26.doc
(Jbm:8-8-05)